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# DRESSER WANTS TWO MILLIONS

LOST IN "SHIPBUILDING."

gays Mercantile Trust Co. Got Him In by False Pretenses and Shouldered on to Him Behts Contracted for the Syndia cate, McCook as His Counsel Helping.

One of the "James H. Hyde and Associates" underwriting syndicates has been named as a defendant in a suit brought by Daniel LeRoy Dresser in the Supreme Court to recover \$2,090,000 which he alleges was lost by him in the Shipbuilding venture as a result of fraudulent practises by the Hyde syndicate and others. The other defendants are the Mercantile Trust Company, Alvin W. Krech, its vice-president and firector of the Equitable Life: John J. McCook, Charles B. Alexander, Charles C. Deming and William C. Gulliver, co-

partners in the law firm of Alexander & Green, counsel for the Mercantile Trust Company, and John W. Young. The comhint was served yesterday. Mr. Dresser in a statement issued last

night says that in the trial of the case he will bring out fully by documentary evicence the operations of the "clique," in cluding the part which the Hyde syndicate played in the deal. He does not mention Mr. Hyde's associates in this underwriting syndicate by name in his complaint, but describes the syndicate as "James H. Hyde, John Doe and Richard Ree."

Mr. Die ser asserts in his complaint, upon information and belief, that the defendants, James H. Hyde and associates, have been and are engaged as a syndicate in the promotion of various corporations and in the sale of the securities therefor, through the Mercantile Trust Company and other corporations over which they have controlling interests through the ownership of stock or by other means. By means of this control the members of the syndicate, the complaint alleges, "are able to obtain for themselves large, fraudulent and secret gains and profits.

He charges Mr. Hyde and the other de fendants with having joined together in the promotion of a fraudulent combination of shipbuilding concerns, in the fraudulent forming of a company to take them over at inflated values and in the fraudulent marketing of the securities. He alleges that the defendants, each of them, wilfully and knowingly, with intent to cheat and defraud the plaintiff and the public, made and procured underwritings which were fictitious, fraudulent and of no The underwritings which were obtained by the defendants, Mr. Dresser asserts, were not good financially. Of the \$6,000,000 which Mr. Dresser, according to his own statements, was led to believe had been subscribed on underwritings in France only \$25,000, he says, was ever paid

"All the underwriting in excess of that obtained by the plaintiff," he says, "was the defendants to be invalid and fraudulent, and was adopted and used by the defendants in furtherance of their fraudulent scheme to obtain moneys from

Among the underwritings which were "false and fraudulent" and were known such by the defendants was, Mr. Dresser alleges, \$100,000 purporting to be underwritten by the Mercantile Trust Company. By a secret agreement unknown sum nor any sum was to be collected from he Mercantile Trust underwriting, it is charged, "was concocted by the said defendants and was by them intended as a fraud and a lure to induce others to underwrite on the faith of the representation and standing of the said defendant Mercantile Trust Com-

pany. The Mercantile Trust Company, he says. induced him, by falsely representing that the French \$6,000,000 was on its way over to this country, to borrow \$3,800,000 on collateral supplied by that company. All of the representations on which the

loans were made, he alleges, were reiterated to him by John J. McCook when Mr. McCook stood at his own request as comsel for Dresser, and when Dresser had been induced to help the Mercantile Trust Company syndicate out with its \$9,000,000 of underwriting, it was McCook who, as his counsel and as counsel to the Trust Company of the Republic, of which Dresser was president, drew up this letter addressed to the Mercantile Trust Company, and had him sign it:

GENTLEMEN: In the under --ment dated April 19, 1902, relating to the bonds of the United States Shipbuilding Company the name of your company was inadvertently used in place of our name. Instead of chang ing the agreements, which have been already executed by the underwriters who are ready to act under the same, we prefer to ask you to act as our agent in the matter, and in furtherance of this suggestion we hereby request you to take such action under said agreements as may be requested by our counsel. Alexander or on account of any action you may so take. paid under such direction of yours. Furthermore we will procure from the United States Shipbuilding Company such authority as may be necessary to put you in possession of aufficient amount of the preferred and common stock and bonds of that company to enable you to meet the requirements in stocks and bonds of such underwriters as may make ments, and when you are protected to your over to us any moneys received by you from the underwriters. Yours truly,

D. LEROY DRESSER. Mr. McCook, Dresser alleges, told him that it was unnecessary to enter this letter and another of equal importance on the records of the Trust Company of the Republic, but that it would be sufficient if the letters were turned over to the company's counsel, Alexander & Green. Mr. Dresser says he turned them over, relying upon the promises and statements of these gentlemen and upon their standing as memters of the bar.

Mr. Dresser alleges that when the notes lecame due which he had signed on the representations of the Mercantile Trust Company and others the defendants refused to take care of them or to pay any part of them. In meeting the notes he was obliged, he says, to dispose of securities of a marketable value of \$990,000. He asks for the recovery of this amount and also \$530,000 which he invested in the Trust Company of the Republic as a result of representations made to him that the comrany would profit largely by the underwriting: \$450,000, the value of stock in the American Tubing and Webbing Company

loss to him, and \$200,000, the estimated RADICAL PUBLIC SERVICE LAW HE SUES HYDE UNDERWRITERS loss to him in his silk business. Interest is added to all these amounts, making the total \$2,090,000.

> be shown clearly by documentary evidence that the Shipbuilding deal had been planned for two or three years before the defendants came to him in regard to it. He says he is delighted that the time has at last come when the "true inwardness of the situation can be brought to light," and declares that every effort has been made to deter him from making his disclosures.

> "I have," he says, "been threatened three different times, and I have been told that the strongest financial interests in the city would follow me through life if carried this thing to a finish."

His only object in bringing the suit is he says, to get money to pay his creditors in full, and to enable him to build up anew the silk business which he started.

"We have," said Mr. Dresser, "steadily accumulated documents and evidence which will unquestionably fix the responsipility in this case, and such exposures will be made as have, I think, never before been made in this community."

HOUSE BUILT IN TWO HOURS. Another Move in War Over Strip of Land at Arverne.

Fifteen men armed with shotguns and revolvers guarded last night a two story louse which was thrown up yesterday afternoon on the land near Arverne which in dispute between Remington Vernan and Frank C. Norton. The tract has been in dispute for years. Yesterday the Norton

forces got possession. On April 3 there was a clash between the rival claimants when the Vernan forces swooped down on the land unexpectedly and razed nine bungalows which had been erected for the Clinton Park Camp which the Norton people proposed to locate on the land. At that time Mr. Norton was arrested charged with assault. A lawyer named Kare'sen accused him of firing a shot at him. Mr. Norton is under bail to answer the accusation.

Yesterday Mr. Norton, William S. Pettit, his attorney, and a force of thirty carpenters and twenty helpers and laborers suddenly appeared on the scene. Within a few minutes several trucks drove up bringing the parts of a two story house. All the parts had been out and fitted and were ready to be slapped together.

The police were called on by the Vernmites to prevent the house being erected and in the absence of the permit from the Bureau of Buildings the police announced the house could not be erected. A messenger was hurried to Long Island City. It was too long to wait for a train, so a fast automobile was pressed into service. At the Building Bureau the permit was found ready. The messenger took it to the Seventy-fifth precinct station, explained the situation to the sergeant and had him call up the sergeant at Far Rockaway. In two hours the building was up, walled in, roofed, glazed and furnished with doors and even a sink and washbowl Before nightfall four cots were carried in, also plenty to eat and drink for twelve men. Then the garrison was installed by Mr. Norton. Four men will sleep, four stand guard with shotguns inside the house and four patrol at a sufficient distance on all sides to give warning of any approaching force.

#### CAMPAIGN ON "TAINTED" MONEY to the plaintiff, it is alleged, neither this | Congregational Ministers to Extend Fight Against American Board.

Boston, April 26.-A meeting of the ommittee of twenty ministers who protested against the acceptance of John D. Rockefeller's gift of \$100,000 to the American Board of Foreign Missions was held late this afternoon behind closed doors.

Dr. Washington Gladden, the most formidable opponent of the policy of the American Board in its acceptance of tainted" money, was present at the meeting, the object of which was to formulate a plan of campaign to combat the acceptance of such money by olerical organiza-

It leaked out to-day that the task of the ommittee is much greater than was at first supposed. It has been learned that the American Ministry Association and a number of educational bodies connected with the Congregationalists have actually solicited gifts from John D. Rockefeller, these solicitations being made about the time the announcement of the gift of \$100,000 was published.

The Rev. Dr. Daniel Evans presided at the meeting, and Dr. Barton, secretary of the American Board, presented a paper in defense of the action of the prudential committee.

## TAX COLLECTOR A DEFAULTER.

Man Who Robbed Frisco Last Year Got Another Chance and Used It Freely.

SAN FRANCISCO, April 26 .- Tax Collector Edward J. Smith, who was originally ap pointed by Mayor Schmitz and has held office for nearly two terms, is a defaulter. It is known he has taken \$39,113, and an examination of his accounts has already increased the shortage to \$70,000. It is believed it will reach \$250,000.

Last year Smith was behind in his accounts \$160,000, and his brother, James B. Smith, made the shortage good, and the Mayor condoned the offense, Another brother was then put into the office as deputy to keep close watch on the collector. His vigilance was outwitted. The collector took two checks from the Southern Pacific mpany and then noted in the books that the railroad company was delinquent. Smith received this money last Friday and departed on a vacation to Los Angeles. It is believed he has made his way to Hon

Smith had been playing the races and spending money in Tenderloin resorts. When he left the city a woman who had been his favorite in the Tenderloin accompanied him.

Smith was insured in the National Surety

### TWO MORE POLICY INDICTMENTS. Warfare Against the Alleged Sharks Con-

tinues in Brooklyn. The active warfare against the policy sharks in Brooklyn was continued yesterday by the arrest of Lawrence Ropp of 226 Scholes street and Leo Roach of \$49 Knick-erbocker avenue on indictments charging them with complicity in the business. They were arraigned before Judge Aspinall the County Court and placed under \$5.0 bonds pending trial.

Both prisoners were nabbed in a raid on a policy den at 2 Vandervoort place on April 17 and had been released in \$300 bail. It was at this place that a printing press supposed to be used in striking off policy allps was captured. Additional in-dictments were submitted yesterday, and

Mr. Dresser said last night that it would GAS COMMITTEE PROPOSES TO FORBID STOCKHOLDING

> One Company in Others in the Same Region-Bill Affects Ballroads, Too -Would Enlarge State Railroad Commission Into Public Service Commission

One of the bills which will be submitted to the Legislature by the Lighting Investigation Committee will provide that in the case of public service corporations one company cannot hold stock in another company engaged in a similar business in the same region. This would affect not only the several lighting companies of this city, which are controlled by the Consolidated Gas Company, but also the transportation companies. The Metropolitan avatem now owns a majority of the stock in all the surface lines of the city, while the Interborough company has secured the controlling intrest in the elevated system. Should the bill become a law and have any retroactive effect the opinion held last night by some of the members of the committee was that the companies will either have to consolidate under one corporation or will have to arrange in some way for continuing business as independent companies.

This bill will also provide for State control of the public service corporations, and it is proposed to bring this about by transforming the State Railroad Commission into a public service commission. with full power of supervision over all ompanies doing public service. To this end it is intended to increase the membership of the present commission, to give it authority to regulate prices within certain imits, to hear complaints and to pass upon them, to enforce the laws which the committee hopes to have adopted by the Legislature for the regulation of the companies and to grant applications for new franchises from public service corporations, subject to the consent of the local authorities

Senator Stevens and Charles E. Hughes the counsel to the committee, have finished summarizing the testimony taken by the committee, and the latter will meet in the Fifth Avenue Hotel at 9 o'clock this morning to prepare its report. The prices for gas and for electricity which the comttee will advise the Legislature to fix have not been agreed on, but they will be reduced prices.

The committee will report favorably on the establishment of a municipal plant for lighting of the streets and public buildings. Senator Stevens said last night that as the bills which will be recommended by the committee will be general bills they will not, should they be passed, come to the Mayor for his approval or rejection.

#### BIGELOW'S STEALINGS GROW. Shortage May Reach \$2,500,000-Funds

of Estates He Controlled Missing. MILWAUREE, Wis., April 26.-Frank G. Bigelow's shortage will go up to \$2,500,000, or a million more than was first supposed when it was announced he had looted the First National Bank. Besides his thefts in the bank, he has numerous other deals on his hands.

To-night it was discovered that there is a shortage in the estate of which Bigelow is trustee without bonds. The estate is valued at \$1,000,000. Bigelow admits he is \$100,000 short in its funds, but the amount may be much more. J. C. Broadhead of Kingston, N. Y., came here to-night to look after his

late Postmaster-General Payne, also arrived to-night to look after Mrs. Payne's interests. Bigelow is trustee in the estate, which is valued at \$1,000,000. So far as can be learned the estate is intact. George P Miller is a joint trustee.

In both cases Bigelow was appointed because he was a friend of the dead men who in their wills placed so much confidence in him that he was not required to furnish bonds. Bigelow held numerous other trusts.

That Bigelow entirely exhausted his credit before he began to loot the bank now becoming known. Banks in New York, Chicago, St. Louis and Milwaukee are his creditors, but all hold securities Half a dozen local institutions gave him \$50,000 each. In New York he got \$50,000 from the National Park and \$6,000 each from the National City and National Bank of Commerce. All hold his security. In addition to this, he borrowed money from his friends, giving his personal notes

### AUTO KILLS OLD MAN.

He Got Confused, Driver Says, and Stepped Squarely in the Way of Machine.

Joseph Redler, 70 years old, was run down by an automobile in Lexington avenue yesterday afternoon and hurt so badly that he died an hour later at his home 150 East Eighty-sixth street. He was a retired dressmaker and had

shop at 107 East Twenty-ninth street until twenty years ago. He was out for a walk, and being slightly deaf did not hear the approach of a touring car going at a rapid pace until it was only a few feet from him. Then he got confused. The machine hurled him fifteen feet or more.

Policeman Fitzgerald arrested the man in the auto, Frederic H. Ihlenberg, who

in the auto. Frederic H. Ihlenberg, who said he was a driver and lived at 436 East Eighty-ninth street. Fitzgerald hustled him to the East Eighty-eighth street police station, because a big crowd had gathered in Lexington avenue and there was a good deal of angry talk. Later Ihlenberg was held in the Harlem police court.

The driver told the Magistrate that the automobile was the property of W. H. Oesterholtz, a saloonkeeper, who lives at 400 East Eighty-fourth street. Oesterholtz denied this, although he went to court to offer bail for Ihlenberg. He said he thought Ihlenberg owned the machine himself.

Redler's skull was fractured and he suffered internal injuries. An, ambulance took him to his home and he died without recovering consciousness.

recovering consciousness.

Inlenderg said that he made every effort to avoid hitting Redler, but that the latter ran squarely in the way of the machine. He denied that he was running at more than the legal speed.

#### COL. COTTON AT SANTO DOMINGO. The Chief Collector of the Customs Ready to Begin Business.

WASHINGTON, April 26 .- Col. G. R. Cotton, :llector in chief of the customs of Santo c:llector in chief of the customs of Santo Domingo, reported his arrival at Santo Domingo City by a telegram to the State Department, received to-night. The modus vivendi for extricating Santo Domingo from her financial difficulties will be put into effect immediately, Col. Cotton taking charge of the custom Louse at Santo Domingo City and his assistants those at the other ports of the republic. His telegram said that he had been received cordially by President Morales.

### CANADIANS VERSUS COPS.

Lively Tussle in Sleeping Car at Grand Central-M. P. Won't Be on Time.

One of the sleeping cars on the Adirondack and Montreal Express, scheduled to leave the Grand Central Station at 7 P. M. was the scene last evening of a lively tussle between three muscular Canadians and five policemen of the Grand Central police station. There were many women in the car, but the policemen kept the battlefield within a small compass and subdued the passengers with no harm to any one.

At the East Fifty-first street police station the Canadians described themselves as Grant Norden, 27 years old, furniture dealer, of Montreal; Hon. William Gallagher, 37 years old, lawyer, of Ottawa, and James McDonald, 43 years old, contractor, of Montreal. McDonald had on a broad sombrero, was over six feet tall and was called "Big Jim" by the others.

A complaint of disorderly conduct was entered against them by Night Stationmaster Eugene Odell. He said that the Canadians made a disturbance in the station and in the car, making things unbearable for the women and children. The Canadians sent for Thomas M. Hil-

liard of the Waldorf and were bailed by him after an hour's confinement. They will be arraigned this morning. His companions said that Gallagher was a member of Parliament and that it was necessary for him to be in Canada to attend a session to-morrow.

#### CREW OF GALVESTON MUTINOUS. Planned to Hiss Commander Cutler Publiciy-Many in Irons or Deserters.

GALVESTON, Tex., April 26.-Sixty members of the crew of the cruiser Galveston are in irons, forty are confined in the brig and thirty have deserted. Commander William G. Cutler's alleged tyrannical manner is said to be the basis for the

Officers say the crew planned to hiss the commander publicly when they lined up for parade to receive the silver service presented by the citizens of Galveston. The plot was discovered, and amid scenes of great confusion the ringleaders were

seized and manacled. The deserters are parading the streets many of them drunk. The local police are not able to control them. This is the first voyage of the cruiser. It is said the trouble has been in progress aboard ever since she left Hampton Roads. Plans made here for the entertainment of the officers and the men have been de-

Washington, April 26 .- As far as can be learned, the Navy Department has received no report of the trouble on board the cruiser Galveston

#### TO MOVE CHURCH BUILDING. Bloomingdale Trustees Sell Broadway

Sita-To Go Further Uptown. The trustees of the Bloomingdale Dutch Reformed Church have concluded a real estate deal, in accordance with the terms of which the church building at the northeast corner of Broadway and Sixty-eighth street is to be taken down and rebuilt on a new site nearly, two miles further uptown.

The present site, containing about five lots, has been sold to Franklin Pettit, a realty operator, who gives in part payment five lots on West End avenue, adjoining the northwest corner of 106th street

facing Schuyler Square. The church was erected about twenty years ago. The site has risen greatly in value in the last few years. It will probably be resold for improvement with a big rtment hotel. The congreg ation of the Bloomingdale Dutch Reformed Church will celebrate its 100th anniversary in 1906. Its pastor is Dr. William C. Stinson.

## WOMAN IN AUTO FAINTED.

Alleged Threats Before Speed Arrest of Engineer Hackenberger. Bicycle Policeman Renselear of the Ten-

derloin station timed a small automobile from Twenty-third street to Twentieth street on Fifth avenue last evening, and called upon the driver to stop. Renselear says that as he pedaled beside the auto the driver exclaimed: "Get away, or I'll turn the auto into you!

The policeman responded that some one would be shot first, and at this point a woman who accompanied the driver threw up both hands and fainted. The machine was brought to a stop at Fifth avenue and Sixteenth street.

The driver said he was William Hacken berger, an engineer, of 226 West Sixteenth street. The woman with him was his wife. was revived and taken home, and Hackenberger was then escorted to the station house. He was released on bail.

## ORDER FOR BEAVERS.

His Summons to Washington for Trial Reeelved in Brooklyn.

The order of the United States Supreme Court directing the removal of George W. Beavers, ex-chief of the division of salaries and allowances in the Post Office Department, Washington, D. C. to that city for trial on the indictments against him was filed yesterday with the clerk of the was filed yesterday with the clerk of the United States Circuit Court in Brooklyn. Beavers, who has been out on bail ever since he became involved in the postal scandals, has not occupied his old home in Borough Park, Brooklyn, for several months, and is supposed to be living in Manhattan. Beavers agreed last night to appear before Judge Thomas in the Federal Court on Friday. He will then be turned over to a United States marshal, who will take him to Washington for trial.

#### GEBHARD'S AUTO BLOWS UP. Wreckage Catches Fire and Is Consumed -Machine Cost \$10,000.

Frederic Gebhard's big touring car, the White Ghost, was blown up and the wreckage destroyed by fire on the Hudson County Boulevard loop in West New York,

County Boulevard loop in West New York, N.J., early yesterday morning. Something went wrong with the machinery while it was going at a fast clip, and Van Allen Soul, the chauffeur, directed Joseph Johnson, a friend, to alight in a hurry.

There was a flash as the men jumped, and five seconds later the gasoline tank exploded. The men weren'thurt. The woodwork and cushions caught fire and nothing remained of the car but a tangled mass of metal work. The White Ghost was a 20 horse-power machine. Mr. Gebhard, it is said, paid \$10,000 for it. said, paid \$10,000 for it.

To Fight Sunday Baseball. District Attorney Clarke of Brooklyn has caused application to be made to has caused application to be made to Magistrate O'Reilly of the Adams street court for warrants for the arrest of some of the players and others interested in the baseball game between the Brooklyn and Boston clubs at Washington Park last Sunday. It is understood that the testimony on which the complaint was described. which the complaint was drawn hed by the Kings County Sabbath

## RUSSIANS OFF KAMRANH BAY

CRUISING IN THE VICINITY TO AWAIT THIRD SOUADRON.

"The Sun" Correspondent Locates Rojestvensky's Fleet-Cable to Hainan Reported Cut by Russian Agents-Japan Puts All Formosa Under Martial Law.

Special Cable Despatches to THE SUN. From THE SUN Correspondent.

KAMBANH BAY, via Salgon, April 26.-Your correspondent went outside in a junk to-day and saw the Baltio fleet cruising on the horizon. Four converted cruisers and a torpedo boat destroyer are coaling inside the bay from German colliers. The French steamer Quangram has

arrived here with stores for the fleet. It is believed that she will proceed to Hongkong or Singapore to replenish her supplies It is reported that the Russians captured

### were carrying contraband to the Japanese. HAINAN CABLE CUT.

Movements Secret.

Special Cable Despatches to Tan Sun London, April 27 .- A despatch to the Daily Mail from Hongkong says that the cable to the Island of Hainan has been cut, it is supposed by Russian agents. A high Government official of Hongkong is of the opinion that Great Britain cannot afford to permit the Baltic fleet to longer violate neutrality at Hainan.

The Tokio correspondent of the Telegraph says there is considerable uncertainty concerning the whereabouts of the Baltic fleet, but the Japanese preparations to receive it are complete. It will be found that Admiral Togo is in an excellent strategic position to deal with the enemy whichever way he comes.

PENANG, Straits Settlements, April 26 .-The third Baltio squadron is expected to reach here at any hour on its way through the Strait of Malacca.

TORIO, April 26.-The Privy Council has proclaimed martial law for the whole of the island of Formosa KIAOCHAU, April 26.-The Russian naval

officers who are interned at this port hear that Admiral Rojestvensky's fleet, after it left Kamranh Bay, steamed in a southerly PARIS, April 26.-A St. Petersburg despatch to the Matin says that the Russian

Admiralty has received news from Admiral Rojestvensky, who announces that he has been able to communicate with Admiral says, off Batavia, and thence the united fleets will sail for Vladivostok by way of the Strait of Formosa.

A deepatch from Saigon says that steamship from Pulo Condore Island met on Monday, off Cape Bake, fifty miles northeast of Saigon, a Russian squadron of nine warships.

### RUSSIANS FALL BACK WITH LOSS. Reconnaissance in the Kalyuan Region

Has Poor Result. Special Cable Despatches to THE SUN. Tokio, April 26.-A bulletin issued at army headquarters to-day relates that the Russians on Monday attempted a large reconnaissance, three columns advancing south along the three highways leading to the Kajyuan region (thirty miles north of Tie Pass), which is occupied by the Japanese

left wing. Two of the columns consisted each of 5,000 infantry, 800 cavalry and a battery of artillery. The third, which was the western column, consisted of 1,500 Cossacks. The entire force covered a front

of thirty miles, east and west. The principal fight occurred on the Tunchow road, where the eastern column drove in the Japanese cavalry outposts.

In following up their advantage the Russians encountered an ambuscade of infantry. A sharp fight ensued and the Russians were driven back beyond Mienhuachien, leaving 200 dead on the field Upon the defeat of the eastern column the

two other columns retired simultaneously. The loss of the Russians was excessive for a mere reconnaissance and points to lack of skill on the part of their officers. The Japanese casualties numbered only thirty-eight, including officers.

The railroad bridge across the Hun River, which was destroyed by the Russians after the battle of Mukden, has been restored and trains are now running between Dalny and Tieling.

ST. PETERSBURG, April 26.-Gen. Linievitch reports as follows: "Our outposts on April 22 forced the enemy to evacuate successively Nanchensu and

Nemanpaomeng. The Japanese occupied a fortified position south of Nemanpaomeng. "The appearance of a detachment of artillery opposite their left flank forced the Japanese to retire in haste upon Kaiyuanhaien. On April 23 we forced the enemy to retire from Kalyuanhsien. Beating the enemy back, we approached Changtufu:

### Powder Ship Puts Back to Port.

but as the town was found to be occupied

in considerable force we retired."

Special Cable Despatch to THE SUN. MANILA, April 26 .- The British steamship Carlisle, laden with powder and ammunition for Vladivostok, sailed at sunset, but returned to-night and reanchored beyond the breakwater. She has twice attempted to proceed to her destination. This time nine of her crew refused to work. Her captain is reorganizing his men, and she will sail again to-morrow.

#### Centraband Ship Gets Coal. Special Cable Despatch to THE SUN.

PORT LOUIS, April 26.-The German steamship Juliette, which arrived here on April 19 and was not allowed to coal by the authorities because it was believed that she was carrying contraband, has been allowed to take on 600 tons and will sail for Saigon to-morrow. Half of the crew were British and refused to continue the voyage.

New Bussian Loan to Be Floated. Special Cable Despatch to THE SUN. BERLIN, April 26 .- The financial newspapers state that another Russian loan is ing negotiated in Germany. It is proposed to borrow \$50,000,000 upon nine months treasury bills at 5 per cent. for the purpose of building up Bussia's balances abroad.

## WANT SUPT. MAXWELL PUT OUT. CAN'T IDENTIFY MORGAN SMITH

North Side Board of Trade Holds That There's Too Much Manual Training. The removal of Superintendent of Schools

Maxwell was demanded by the North Side Board of Trade in a resolution adopted last evening. This action was taken upon presentation

of a report from the committee on education, to the effect that there is no hope of a reduction in the time devoted to manual training and domestic science as long as Mr. Maxwell holds office. The board thinks too much attention is given to these branches

#### MILLIONAIRE IN A CELL. James R. Laughlin of Pittsburg Arrested

as a Hurgiar in His Own Home. PITTSBURG, April 26.-James R. Laughlin, reasurer of the Jones & Laughlin Steel Company, was entering his house at Neville and Craigs streets, at \$:30 o'clock this morning, when he was arrested as a burglar. Despite his protests, he was sent to the

police station and thrown into a cell. on Tuesday two German steamers that He was not allowed to telephone to his home, and spent the time until he was arraigned in court killing cockroaches. After he was released he demanded the discharge of Officer Rimlinger, who had arrested Russians Charged With Act to Keep Fleet's him. This was done. Mr. Laughlin is worth at least \$3,000,000.

#### KINGDON GOULD HURT AT POLO. His Bruised Face Starts a Report at Colum-

bis That He'd Been Hazed The appearance of Kingdon Gould, who

is a Columbia freshman, at college yesterday with a gash over one eye and a bruised face led to rumors that the young man had been hazed by some of the sophomores "What's the matter with your face?"

said a college reporter "Hurt it playing polo." "Sure you weren't hazed?" "Yes. Sure. Good-day."

### BANK ROBBER SHOT DEAD.

Bank's Funds LANCASTEB, Ont., April 26 .- An attempt

was made to rob the Merchants' Bank here this morning. Four robbers with drawn revolvers stood over the bed of Herman von Metzke, teller, who slept in a rear room, and clubbed him until he was insensible, but not before he had twisted around, seized his revolver from under a pillow and shot one burglar in the abdomen. The corpse was found on the station platform, a hundred yards away, and is unidentified.

The teller has nine scalp wounds and is Niebogatoff. He will meet Niebogatoff, he in a precarious condition. His pluck saved the bank much money.

### JEROME'S BILL DEFEATED.

The Schate Refuses to Advance It by a Vote of 23 to 7.

ALBANY, April 28.-District Attorney Jerome failed to accomplish anything by coming to Albany and appealing for legis lation to help him prosecute crooks in New York city. The same forces that opposed his Canfield witness bill last year to-day scored a sweeping victory over him.

Mr. Jerome was very anxious to have the Legislature pass a bill which he says was aimed to punish merchants who secured credit with intent to defraud. The bill came up in the committee of the whole in the Senate to-day, and it was attacked and stamped upon by Senators Grady and Brackett. who led the fight against the Canfield bill a year ago. The motion to advance the bill was defeated by a vote of 23 to 7, which means that it is a dead one for this session.

### WANTS CONFEDERATES HONORED.

Georgia's Governor Says the Time Has

Come for Federal Recognition. LAGRANGE, Ga., April 26 .- Gov. Terrell of Georgia, who was the Memorial Day orator here this afternoon, declared that the time had arrived for the Federal Government to give recognition to the bravery

of the Confederate soldiers. It was the dream of his life, he said, that Congress would see fit to erect in Washington a monument to both Union and Confederate soldiers, which should have as its chief figure Lee and Grant with hands clasped,

symbolic of a reunited country. A large crowd greeted the Governor, and his speech was loudly applauded.

SHORT TRIAL FOR MRS. NOBLE.

Not Expected to Last More Than Two Days at the Most-Begins This Morning. The trial of Mrs. Josephine Leighton Noble, who is accused of the murder of her husband, Paton Noble, will begin to-day in the Supreme Court at Flushing before Supreme Court Justice Gaynor and a jury. Charles E. Le Barbier, counsel for the accused, believes that the case will go to the jury before court adjourns to-day, while District Attorney George A. Gregg. who will prosecute Mrs. Noble, believes that at the most the case will not take up

#### more than two days of the court's time. SAVED HER OWN LIFE FROM FIRE. Mrs. Keller Tears Off Dress and Stamps

Out Flames Before Help Arrives. Mrs. J. A. Keller, who lives in an apartment on the seventh floor of Harold Court at 225 West 102d street, left a Welsh rabbit sputtering in a chafing dish last night while she went into another room. When she got back, the curtain was blazing. It had blown against the alcohol fiame. Mrs. Keller yanked the curtain down, but it set fire to her dress. There was no one else in the rooms at the time and she knew she wouldn't have time to wait for help. She tore her dress off and stamped the fire out of it and the curtain. She received the firemen in a flowered comforter

### R. T. COMMISSION SUPREME.

and she suffered a good deal from the

snatched from the bed.

State Railroad Board Decides That Can't Control City's System, The State Railroad Commission has

given up its intention of insisting en jurisdiction over the rapid transit system of this city. The Eapld Transit Commission combated the claim and asked the Attorney-General of the State for an opinion. The Attorney-General has decided that the sole jurisdiction over the subways be-longs to the local commission. DEWEY'S PORT WINE AND GRAPE JUICE E. T. Dewey & Sons Co., 188 Fulton St., New York.

PRICE TWO CENTS.

PAWNBROKER WHO SOLD PISTOL

CHEERS UP NAN PATTERSON.

Prisoner's Handwriting, as Well as Her

Sister's, Figures for the First Time

-Newsbuy Says It Was Smith Who Told

Her "You Must Do It" and Slapped Her.

At no time since she was charged with

the murder of Bookmaker Casar Young did it look brighter for Nan Patterson than when she crossed the Bridge of Sighs to the Tombs last night. Hyman Stern, the pawnbroker, who sold on June 3 last the pistol with which Young was killed the next day while riding in a cab with Nan Patterson had failed to identify J. Morgan Smith, brother-in-law of the chorus girl. as the man who bought the revolver in his shop. A man and woman bought the re-

man. He was even more positive that it wasn't Nan Patterson. So thus far the capture of the Smiths, who were hunted for nine months by the District Attorney's office, has been a help to Nan Patterson instead of hurting her case, or at least that was the general impression at the close of yesterday's session of Recorder Goff's court. Her counsel said that they felt the evidence against them was so slim that unless Assistant District Attorney Rand had a card up his sleeve that he hadn't played at the last trial it was

volver, Stern says, but he could not identify

Mrs. Smith as the woman who was with the

probable that no defense would be made. Mr. Rand has two important witnesses yet to be called, Mrs. Margaret Young, the widow of the hookmaker, and John D. Millin, Young's racing partner. Edward Froelich, the clerk in Stern's pawnshop, who says he saw the pistol bought, may be called to identify Smith. If Mr. Rand has any other witnesses of importance documentary evidence of importance he has kept them under cover. In his opening Mr. Rand stated without qualification that Smith was the man who bought the revolver, but no evidence to

prove it has been introduced so far.

Mrs. Smith was called by the prosecution Plucky Teller Badly Infured, but Saves the vesterday to identify Nan Patterson's handwriting. She wasn't asked about anything else. This was taken to mean that an effort would be made by Mr. Rand to get in letters from Nan Patterson found on the Smiths when they were arrested in Cincinnati. There are said to be half a dozen of these letters, and it is said that they may disclose the reason for the disappearance of the Smiths after Smith had been subpanaed for the Grand Jury and a few days before the chorus girl was indicted. Another witness identified Mr Smith's handwriting in a Hoboken hotel register. These two points and the identification of Smith by Joseph Hewitt, the onelegged newsboy, as the man who said to Nan Patterson when they came out of Pabst's restaurant at the Circle on the night of June 3, "You have to do it," and to whom she spawered, "I won't," were other

matters of interest yesterday. There was a greater crowd than ever at the trial yesterday. Women fought with men to get into the courtroom. A juror who couldn't fight his way in at the afternoon session was so incensed that he complained to Recorder Goff. The Recorder evidently thought it was the fault of the captain of the court squad, and he deposed him and sent to another court

for a captain. Twice the Smiths were brought into court, but only once together. That was when Stern was on the stand. They h been brought over from the Tombs early in the morning and were waiting in a room adjoining the court. They were kept

#### there most of the day. PAWNBBOKER "CANNOT SAY."

Stern, a heavy set man, identified the revolver. To make sure that it was the revolver he sold he shifted his glasses for a stronger pair. Then he said it had been bought by a man and a woman. The man was taller than he.

"Call J. Morgan Smith and his wife," said Mr. Rand in a sharp tone. There was a buzz from the women and some of the men in court jumped up. A door in the back of the courtroom opened and Smith and his wife walked swiftly to

the bar. Smith was nervous. His wife wasn't. "Is this defendant the woman who bought the pistol?" asked Mr. Rand, pointing to

Nan Patterson "No, she is not," said Stern. "Are you prepared to say that this is the woman who was with the man?" asked Mr. Rand, indicating Mrs. Smith.

broker mildly. Mr. Rand paused and then put the ques tion that every one had been waiting for. He looked at Stern and then at Smith. "Are you prepared to say that this is

"I cannot say that she is," said the pawn-

Stern hesitated for less than a second, out it seemed much longer. "No, I cannot say that he is the man," said he. The men and women who had been stretch

the man who bought the pistol?

ing their necks forward to get every word, fell back in their seats. "Can you tell whether or not he resemble the man in general appearance?" persisted Mr. Rand. Before Stern could answer

Mr. Levy had shouted an objection which was sustained by the Recorder. Mr. Rand asked Stern how long the man was in the store, Stern said he didn't know; a few minutes, perhaps. He couldn't describe the general features of the man The man was about 30 years old, he thought

maybe not quite so old. Then Recorder Goff asked him two questions. "When was the revolver bought, in the orenoon or afternoon?"

"I can't say," replied Stern.
"Who paid the money for the revolver, he man or the woman?" "I'm not sure," replied Stern. "I think was the man."

Stern said that \$10 was paid for the revolver. Mr. Levy had only one question to ask him, whather or not two photographs of Smith had been shown to him. Stern said yes, and Mr. Levy waved him off the witness stand. Mr. Rand yelled to him to come back, but the Recorder would

not let him. "The examination is over," he said. Smith chuckled. Nan Patterson's face shone.

### NEWSBOY DOES IDENTIFY SMITH.

Smith, however, was not so pleased when Hewitt, the newsboy, identified him. Hewitt testified that he saw Nan Patterson and a man come out of Pabst's restaurant about 8:30 o'clock on the night before Young was killed. He knew Nad Patterson,